

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

FRIDAY THE THIRTEENTH DAY OF APRIL
TWO THOUSAND AND SEVEN

: PRESENT:
THE HON'BLE SRI JUSTICE: **BILAL NAZKI**

CIVIL REVISION PETITION No. 3831 of 2006

(Petition under Article 227 of Constitution of India to revise the order of the Court of the III Addl. Judge, City Civil Court, Hyderabad made in I.A. No. 1281 of 2006 in A.S. No. 204 of 2006 dated 28-06-2006)

Between:

Md. Ahmed, S/o. Mohd. Khaja, rep. by his GPA Mohd. Yousuf, S/o. Mohammad Khaja.

Petitioner

AND

1. Mohd. Aftab Ali Khan, S/o. Late Nawab Farooq Ali Khan, R/o. H.No. 12-1-933, Old Malleshpally, Hyderabad.
2. Dilawar Firdus, W/o. Dr. Md. Aftab Ali Khan, 12-1-933, Old Malleshpally, Hyderabad.

Respondents

The Petition coming on for hearing upon perusing the petition and grounds filed herein and the order of the High Court dated: 13-10-2006 made herein and upon hearing the arguments of Sri M.V.S.Suresh Kumar, Advocate for the Petitioner and of Sri P.Venu Gopal, on behalf of the Respondents, the Court made the following;

ORDER:

“The trial Court passed an order of eviction. It also passed a decree for Rs. 22,500/- towards arrears of rents. In appeal, the appellate Court stayed the execution of the decree subject to deposit of Rs. 22,500/-. After the revision was filed in this Court, on 13-10-2006, this Court directed that the arrears shall be paid at the agreed rate of Rs. 2,500/- per month within a period of four weeks.

The learned counsel for the respondents has stated at the bar that this Court's order dated: 13-10-2006 has not been complied with. In this view of the matter, I direct that all amounts due under the impugned decree shall be cleared within a period of four weeks from today. There shall be stay of eviction only for a period of four weeks. However, if this order is not complied with within the time stipulated, the decree may be executed irrespective of pendency of the appeal. List after four weeks.”

Sd/- K.LAKSHMINARAYANA

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Ill Addl. Judge, City Civil Court, Hyderabad.
3. One CC to Sri M.V.S.Suresh Kumar, Advocate (OPUC)
4. One spare copy.

HIGH COURT

BNJ

DATED: 13-04-2007

NOTE: LIST AFTER FOUR WEEKS

ORDER

CRP.NO. 3831 OF 2006

STAY OF EVICTION